

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, December 08, 2016

Hearing Room 301

10:30 AM

1:14-11874 Rex Joesph Faraday and Karla Renee Faraday

Chapter 7

#1.00 Trustee's Final Report and Applications for Compensation

David Seror, Chapter 7 Trustee

Menchaca & Company LLP, Accountant for Trustee

Docket 65

Tentative Ruling:

David Seror, chapter 7 trustee – approve fees of \$6,598.66 and reimbursement of expenses of \$29.60.

Brutzkus Gubner, LLP, counsel to chapter 7 trustee – approve fees of \$15,209.50 and reimbursement of expenses of \$898.38, pursuant to the stipulation between the U.S. Trustee and Brutzkus Gubner, LLP [doc. 63].

Menchaca & Company LLP, accountant to chapter 7 trustee – approve fees of \$2,931.00 and reimbursement of expenses of \$20.40.

Trustee must submit the order within seven (7) days of the hearing.

Note: No response has been filed. Accordingly, no court appearance by the chapter 7 trustee or his/her professionals is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and the relevant applicant(s) will be so notified.

Party Information

Debtor(s):

Rex Joesph Faraday

Represented By
Lauren Ross

Joint Debtor(s):

Karla Renee Faraday

Represented By
Lauren Ross

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Chapter 7

Trustee(s):

David Seror (TR)

Represented By
Michael W Davis
Richard Burstein
Steven T Gubner

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1:14-13679 Joseph G Vlad, 4th and Ann M Vlad

Chapter 7

#2.00 Trustee's Final Report and Applications for Compensation

Diane Weil, Chapter 7 Trustee

Danning, Gill, Diamond & Kollitz, LLP, Attorney for Trustee

Docket 67

Tentative Ruling:

Diane Weil, chapter 7 trustee (the "Trustee") – approve fees of \$1,500.00 and reimbursement of expenses of \$33.03.

Danning, Gill, Diamond & Kollitz LLP ("Danning Gill"), counsel to chapter 7 trustee – approve fees of \$8,954.50 and reimbursement of expenses of \$403.36. Pursuant to Danning Gill's voluntary reduction, the Trustee is authorized to pay Danning Gill \$4,000.00 in fees and \$403.36 for reimbursement of expenses.

Trustee must submit the order within seven (7) days of the hearing.

Note: No response has been filed. Accordingly, no court appearance by the chapter 7 trustee or his/her professionals is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and the relevant applicant(s) will be so notified.

Party Information

Debtor(s):

Joseph G Vlad 4th

Represented By
Greg M Mazza

Joint Debtor(s):

Ann M Vlad

Represented By
Greg M Mazza

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CONT... Joseph G Vlad, 4th and Ann M Vlad

Chapter 7

Trustee(s):

Diane Weil (TR)

Represented By
Brad Krasnoff
Kevin Meek
Aaron E de Leest

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1:14-13981 Encino Center LLC

Chapter 11

#3.00 Third and final fee application of Creim Macias Koenig
& Frey LLP, reorganization counsel to the debtor

Docket 294

Tentative Ruling:

The Declaration of Steven Berman, attached to the application [doc. 294], is not signed. If Creim Macias Koenig & Frey LLP ("Applicant"), general bankruptcy counsel to the debtor and debtor in possession, files a signed signature page for that Declaration, the Court will approve fees in the amount of \$66,909.50 and reimbursement of expenses in the amount of \$1,594.69, pursuant to 11 U.S.C. § 330.

Note: No response has been filed. Accordingly, no court appearance by Applicant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Applicant will be so notified.

Party Information

Debtor(s):

Encino Center LLC

Represented By
Sandford Frey
Stuart I Koenig
Marta C Wade
Fredric J Greenblatt

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1:14-13981 Encino Center LLC

Chapter 11

#4.00 Third and final application for approval of compensation and reimbursement of costs for SLBiggs, accountant

Docket 290

Tentative Ruling:

SLBiggs ("Applicant"), accountants to the debtor and debtor in possession - approve fees in the amount of \$19,961.50 and reimbursement of expenses in the amount of \$78.71, pursuant to 11 U.S.C. § 330.

Note: No response has been filed. Accordingly, no court appearance by Applicant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Applicant will be so notified.

Party Information

Debtor(s):

Encino Center LLC

Represented By
Sandford Frey
Stuart I Koenig
Marta C Wade
Fredric J Greenblatt

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1:15-12608 Stacie Silver

Chapter 11

#5.00 Second Interim Application for allowance of compensation and reimbursement of expenses of Financial Relief Law Center, counsel for debtor and debtor-in-possession

fr. 10/20/16

Docket 77

Tentative Ruling:

The Court will approve requested fees for counsel for chapter 11 debtor-in-possession ("Applicant"), in the amount of \$11,430.00. Applicant is authorized to transfer \$900.00 from its attorney trust account to its operating account, in partial payment of the foregoing fees. The debtor is authorized to pay 85% of the balance directly to Applicant within 30 days of the entry of this Order.

Applicant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by Applicant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Applicant will be so notified.

Party Information

Debtor(s):

Stacie Silver

Represented By
Andy C Warshaw
Richard L. Sturdevant

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1:15-12768 Luis Gutierrez and Elizabeth Gutierrez

Chapter 11

#6.00 Third and final fee application for compensation for legal services rendered and reimbursement of expenses incurred by attorney for chapter 11 Debtors-In-Possession

Docket 133

Tentative Ruling:

A.O.E. Law & Associates ("Applicant"), general bankruptcy counsel to the debtors and debtors in possession - approve fees in the amount of \$3,295 and reimbursement of expenses in the amount of \$278.34, pursuant to 11 U.S.C. § 330.

Note: No response has been filed. Accordingly, no court appearance by Applicant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Applicant will be so notified.

Party Information

Debtor(s):

Luis Gutierrez

Represented By
Anthony Obehi Egbase
Crystle J Lindsey
Kevin Tang

Joint Debtor(s):

Elizabeth Gutierrez

Represented By
Anthony Obehi Egbase
Crystle J Lindsey
Kevin Tang

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1:16-11174 Alfredo Delgado

Chapter 11

#7.00 Disclosure statement describing chapter 11 plan of reorganization
fr. 11/17/16

Docket 63

Tentative Ruling:

The debtor has addressed the Court's concerns from the prior hearing and timely filed his amended disclosure statement and amended plan on December 1, 2016. Pursuant to 11 U.S.C. § 1125, the Court approves the "First Amended Disclosure Statement Describing First Amended Chapter 11 Plan of Reorganization" [doc. 76].

Appearances on December 8, 2016 are waived.

The Court will adopt the following confirmation schedule.

Dates and deadlines regarding "Debtor's First Amended Chapter 11 Plan of Reorganization" (the "Plan") [doc. 77]

Hearing on confirmation of the Plan: **January 26, 2017 at 1:00 p.m.**

Deadline for the debtor to mail the approved disclosure statement, the Plan, ballots for acceptance or rejection of the Plan and to file and serve notice of: (1) the confirmation hearing and (2) the deadline to file objections to confirmation and to return completed ballots to the debtor: **December 9, 2016.**

The debtor must serve the notice and the other materials (with the exception of the ballots, which should be sent only to creditors in impaired classes) on all creditors, and the United States Trustee.

Deadline to file and serve any objections to confirmation and to return completed ballots to the debtor: **January 6, 2017.**

Deadline for the debtor to file and serve the debtor's brief and evidence, including

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CONT...

Alfredo Delgado

Chapter 11

declarations and the returned ballots, in support of confirmation, and in reply to any objections to confirmation: **January 16, 2017**. Among other things, the debtor's brief must address whether the requirements for confirmation set forth in 11 U.S.C. § 1129 are satisfied. These materials must be served on the U.S. Trustee and any party who objects to confirmation.

The debtor must submit an Order incorporating the above dates, times and deadlines no later than seven (7) days after this hearing.

Party Information

Debtor(s):

Alfredo Delgado

Represented By
Matthew D Resnik
M Jonathan Hayes
Matthew D Resnik
Roksana D. Moradi

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1:16-11174 Alfredo Delgado

Chapter 11

#8.00 Status conference re chapter 11 case

fr. 6/9/16; 10/6/16; 11/17/16

Docket 1

Tentative Ruling:

The status conference will be continued to **January 26, 2017 at 1:00 p.m.** to coincide with the hearing on the confirmation of the debtor's First Amended Chapter 11 Plan.

No status report is required prior to the continued status conference.

Appearances on December 8, 2016 are excused.

Party Information

Debtor(s):

Alfredo Delgado

Represented By
Matthew D Resnik
M Jonathan Hayes
Matthew D Resnik

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1:14-12399 Zalman Tuvia Nemtzov

Chapter 7

#9.00 Motion to approve written settlement agreement
and for dismissal of section 727

Docket 298

Tentative Ruling:

The Court will approve the settlement agreement attached as Exhibit 1 to the *Motion to Approve Written Settlement Agreement and for Dismissal of Section § 727 Claims* [doc. 298].

Movant must submit two separate orders within seven (7) days: one order approving the settlement agreement and another order dismissing this adversary proceeding.

Party Information

Debtor(s):

Zalman Tuvia Nemtzov

Represented By
Jeffrey S Shinbrot

Trustee(s):

Nancy J Zamora (TR)

Represented By
Larry D Simons
Frank X Ruggier

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1:16-10024 Paulette Vonetta Moses

Chapter 7

#10.00 Chapter 7 trustee's application to employ
Lewis Brisbois Bisgaard & Smith LLP
as general bankruptcy counsel

Docket 171

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Paulette Vonetta Moses

Pro Se

Trustee(s):

Amy L Goldman (TR)

Represented By
Lovee D Sarenas
Annie Verdries

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1:15-12608 Stacie Silver

Chapter 11

#11.00 Confirmation hearing re amended chapter 11 plan of reorganization
fr. 10/20/16

Docket 68

Tentative Ruling:

The Court will continue the plan confirmation hearing to **February 9, 2017 at 1:00 p.m.** to allow debtor to resolve her dispute with objecting creditor Bank of New York Mellon.

Appearances on December 8, 2016 are excused.

Party Information

Debtor(s):

Stacie Silver

Represented By
Andy C Warshaw
Richard L. Sturdevant

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1:15-12608 Stacie Silver

Chapter 11

#12.00 Status conference re chapter 11 case

fr. 9/17/15; 3/17/16; 5/12/16; 7/28/16; 8/25/16; 10/20/16

Docket 1

Tentative Ruling:

The status conference will be continued to **February 9, 2017 at 1:00 p.m.** to coincide with the continued hearing on the confirmation of the debtor's Second Amended Chapter 11 Plan.

If the debtor is not prepared to proceed with plan confirmation on February 9, 2017, the debtor must file a status report, supported by evidence, and serve it on all secured creditors, the 20 largest unsecured creditors and the United States Trustee, 14 days prior to the continued status conference date.

Appearances on December 8, 2016 are excused.

Party Information

Debtor(s):

Stacie Silver

Represented By
Andy C Warshaw

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1:16-13118 Gloria Angelica Garcia

Chapter 11

#13.00 Motion for order authorizing use of cash collateral

Docket 11

Tentative Ruling:

Deny. The debtor has not provided a copy of the deed of trust in order to demonstrate that Wells Fargo, N.A., or any other lienholder, has an interest in the rents generated by the real property at issue, such that those rents constitute the cash collateral of those lienholders.

The Court will prepare the order.

Party Information

Debtor(s):

Gloria Angelica Garcia

Represented By
Anthony Obehi Egbase
Crystle J Lindsey